



Public Notice

**US Army Corps
of Engineers**
Louisville District

Public Notice No.
200200619

Date:
14 Nov 03

Closing Date:
14 Dec 03

Please address all comments and inquiries to:
U.S. Army Corps of Engineers, Louisville District
ATTN: Mr. George DeLancey, CELRL-OP-FS
P.O. Box 489
Newburgh, Indiana 47629

Phone: (812) 853-5631

This notice announces an application submitted for a Department of the Army (DA) Permit, subject to Section 10 of the Rivers and Harbors Act of 1899.

APPLICANT: City of Rosiclare
Post Office Box 578
Rosiclare, Illinois 62928

AGENT: Shawnee Survey & Consulting, Inc.
Post Office Box 1828
Marion, Illinois 62959

LOCATION: The proposed project is located on the right bank of the Ohio River at Mile 891.7 adjacent to First Street in Rosiclare, Hardin County, Illinois.

Latitude: 37 -25-5.3951
Longitude: 88 -20-34.9274

7.5 Minute Quad: Rosiclare, Illinois

PURPOSE: To provide daily docking for the excursion boat "Shawnee Queen." The fishing pier will provide additional recreational opportunity.

DESCRIPTION OF WORK: The applicant is requesting authorization to construct a 20-foot by 18-foot floating boat dock and fishing pier with each attached to a walkway ramp.

The dock and fishing pier would be accessed from the parking area by concrete landing stairs and handicap accessible ramps. From these landings, floating walkways would lead out to the dock and fishing pier. The walkways would extend up to 30-feet to the dock and fishing pier. The dock and fishing pier would each be held in place at two separate points by two (2) 3/8-inch cables attached to two (2) 4-foot diameter x 3-foot concrete filled culvert dead men set in the river bank and by a 3/8-inch cable attached to a 4-foot by 4-foot by 3-foot in river dead man anchor. The walkways would be held in place by two (2) anchor points secured by 6½-inch by 12-inch "L" anchor bolts set in the concrete landing steps.

The maximum riverward projection at normal pool for both structures would be 33 feet, including the excursion boat being docked.

REVIEW PROCEDURES: A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied.

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest, which might be damaged by issuance of the DA Permit.

The National Register of Historic Places has been examined and it has been determined that there are no currently listed on the Register which would be directly affected by the proposed work. If we are made aware, as a result of comments received in response to this notice or by other means, of specific archaeological, scientific, prehistorical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 -Public Law 89-665 as amended (including Public Law 96-515).

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public. In addition, the evaluation of the impact of the activity on the public interest will include, application of the guidelines (40 CFR Part 230) promulgated by the Administrator, United States Environmental Protection Agency, under authority of Section 404(b) of the CWA.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the

Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections, which are received during this period, will be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. All comments regarding this proposal should be addressed to Mr. George Delancey, CEORL-OP-FS at the address noted above and should refer to the Public Notice Number 200200619.